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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/389,720	09/03/1999	BRENTON L. DICKEY	MICRON.086A/	5782

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EXAMINER

MITCHELL, JAMES M

ART UNIT	PAPER NUMBER
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2827

DATE MAILED: 02/04/2003

Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary

Application No.

09/389,720

Applicant(s)

DICKEY, BRENTON L.

Examiner

James Mitchell

Art Unit

2827

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133).
- Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 06 November 2002.
- 2a) ☒ This action is **FINAL**. 2b) ☐ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 20-24,26,29 and 30 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 20-24,26,29 and 30 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on _____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
- Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
- 11) ☐ The proposed drawing correction filed on _____ is: a) ☐ approved b) ☐ disapproved by the Examiner.
- If approved, corrected drawings are required in reply to this Office action.
- 12) ☐ The oath or declaration is objected to by the Examiner.

Priority under 35 U.S.C. §§ 119 and 120

- 13) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
- ☐ Certified copies of the priority documents have been received.
 - ☐ Certified copies of the priority documents have been received in Application No. _____.
 - ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).
- * See the attached detailed Office action for a list of the certified copies not received.
- 14) ☐ Acknowledgment is made of a claim for domestic priority under 35 U.S.C. § 119(e) (to a provisional application).
- a) ☐ The translation of the foreign language provisional application has been received.
- 15) ☐ Acknowledgment is made of a claim for domestic priority under 35 U.S.C. §§ 120 and/or 121.

Attachment(s)

- 1) ☒ Notice of References Cited (PTO-892)
- 2) ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
- 3) ☒ Information Disclosure Statement(s) (PTO-1449) Paper No(s) 14.
- 4) ☐ Interview Summary (PTO-413) Paper No(s). _____.
- 5) ☐ Notice of Informal Patent Application (PTO-152)
- 6) ☐ Other: _____.

DETAILED ACTION

Claim Objections

Claim 26 is objected to because of the following informalities: there appears to be a typographical error in the word "polymide". Appropriate correction is required.

Claim Rejections - 35 USC § 102

(b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.

Claims 20-24, 29 and 30 are rejected under 35 U.S.C. 102(b) as being anticipated Nakashima et al. (U.S 5,661,086).

Nakashima (Fig. 4, 6, 7) discloses a film (12) including a plurality of substrate units (11) adapted to electrically interface with a LOC die (14), said carrier in mechanical communication with said film at selected regions of said film that inherently provides enhanced rigidity by being sized and configured to add material at selected regions, a substrate set defined by a group of three substrate units with a plurality of crossbars (lateral region of carrier next to slots); wherein each unit has a substantially central cavity (shown in Fig 4); and each unit includes a pair of adhesive tabs (15); said units include a plurality of alignment holes (30).

Claims 20-24 and 26-27 rejected under 35 U.S.C. 102(b) as being anticipated by Jackson et al. (US 3,942,245).

Jackson et al. (Fig 1, 2, 4) discloses a polyimide film (11) having a first surface and including a plurality of substrate units with each one of substrate units including a central cavity (21), and a carrier (12) in mechanical communication with said first surface of said film; wherein the substrate units are inherently grouped in substrate sets

of three substrate units; with cross bars (10) inherently located near substrate set; a plurality of dies (20) comprising leads over chips (via over active region of chip).

In regards to the units being adapted to electrically interface with a plurality of dies and cavities being adapted to receive wires from corresponding die. The dies have an ability to electrically interface with a plurality of dies and cavities have an ability to receive wires from corresponding die, as such the recitation of "adapted to" perform a function is not a positive limitation, because it has been held that the recitation of "adapted to" perform a function is not a positive limitation but only requires the ability to so perform. In re Hutchinson, 69 USPQ 138 (CCPA 1946).

As for the intended use language of dies being attachable does not differentiate the claimed apparatus from the prior art apparatus satisfying the claimed structural limitations. *Ex Parte Masham*, 2 USPQ 1647 (1987).

Response to Arguments

Applicant's arguments filed November 5, 2002 have been fully considered but they are not persuasive with respect to the Nakishima reference. Applicant's argument that its amendment of incorporating a cavity is found unpersuasive, because the reference discloses a cavity in Figure 4 as indicated in the office action filed August 10, 2002.

As for applicant's assertion that different spellings are used for "polymide" and that polyimide is encompassed by these spellings, because applicant has provided no proof of its assertion the prior objection is maintained.

Conclusion

Applicant's amendment necessitated the new ground(s) of rejection presented in this Office action. Accordingly, **THIS ACTION IS MADE FINAL**. See MPEP § 706.07(a). Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).


A shortened statutory period for reply to this final action is set to expire THREE MONTHS from the mailing date of this action. In the event a first reply is filed within TWO MONTHS of the mailing date of this final action and the advisory action is not mailed until after the end of the THREE-MONTH shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the date of this final action.

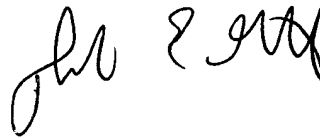
Any inquiry concerning this communication or earlier communications from the examiner should be directed to James Mitchell whose telephone number is (703) 305-0244. The examiner can normally be reached on M-F 10:30-8:00.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, David L. Talbott can be reached on (703) 305-9883. The fax phone numbers for the organization where this application or proceeding is assigned are (703) 305-3432 for regular communications and (703) 305-3230 for After Final communications.

Art Unit: 2827

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is (703) 308-0956.


Jmm
January 24, 2003



DAVID E. GRAYBILL
PRIMARY EXAMINER